

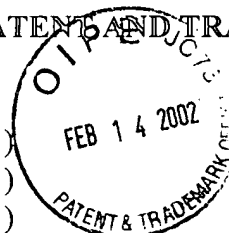
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jon A. Wolff,
James E. Hagstrom, Sean D. Monahan,
Paul M. Slattum, David B. Rozema and
Vladimir G. Budker

Serial No.: 09/917,154

Filed: 07/27/01

Group Art Unit: 1636



INITIAL PATENT EXAMINATION
DIVISION

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For: Intravascular Delivery of Non-Viral Nucleic Acid

Commissioner for Patents
Initial Patent Examination Division
Washington, D.C. 20231

Dear Sir:

I believe that the Applicants incorrectly received a NOTICE OF INCOMPLETE REPLY for this case. The Notice requests a late filing fee of \$65.00, however, the charge had already been paid by credit card on October 23, 2001 as shown in the enclosed documents.

Please review the material and remove the Notice.

If there are any problems or questions, please contact me at your convenience.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Mark K. Johnson".

Mark K. Johnson (Reg. No. 35,909)
P.O. Box 510644
New Berlin, WI 53151-0644
(262) 821-5690

I hereby certify that this correspondence is being deposited with the United States Postal Service as EXPRESS MAIL - POST OFFICE TO ADDRESSEE, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on 2/13/2002.

A handwritten signature in dark ink, appearing to read "Mark K. Johnson".

ET829003552US

Signature

Express Mail #

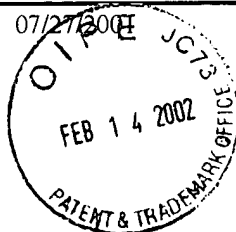
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UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
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 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/917,154	07/27/2001	Sean D. Monahan	Mirus.013.04.03

 Mark K. Johnson
 P.O. Box 510644
 New Berlin, WI 53151-0644


CONFIRMATION NO. 5474

FORMALITIES LETTER



OC00000007180691

Date Mailed: 12/11/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 10/08/2001 to the Notice to File Missing Parts (Notice) mailed 08/30/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 was not received.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

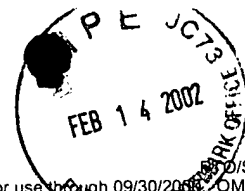
Customer Service Center
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PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/21/2002 AOSMAN1 00000050 09917154

01 FC:205 65.00 OP
 02 FC:197 40.00 OP

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Approved for use through 09/30/2005 OMB 0651-0032
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FEE TRANSMITTAL for FY 2001 <small>Patent fees are subject to annual revision. Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.</small>		Complete if Known	
		Application Number	09/917,154
		Filing Date	July 27, 2001
		First Named Inventor	Wolff
		Examiner Name	William Sandals
		Group / Art Unit	1636
		Attorney Docket No.	Mirus.013.04.03
TOTAL AMOUNT OF PAYMENT (\$) 105.00			

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METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																					
1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number: Deposit Account Name: <input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>105 130</td> <td>205 65</td> <td>Surcharge - late filing fee or oath</td> <td>65.00</td> </tr> <tr> <td>127 50</td> <td>227 25</td> <td>Surcharge - late provisional filing fee or cover sheet.</td> <td></td> </tr> <tr> <td>139 130</td> <td>139 130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>147 2,520</td> <td>147 2,520</td> <td>For filing a request for reexamination</td> <td></td> </tr> <tr> <td>112 920*</td> <td>112 920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>113 1,840*</td> <td>113 1,840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>115 110</td> <td>215 55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>116 380</td> <td>216 190</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>117 870</td> <td>217 435</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>118 1,360</td> <td>218 680</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>128 1,850</td> <td>228 925</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>119 300</td> <td>219 150</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>120 300</td> <td>220 150</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>121 260</td> <td>221 130</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>138 1,510</td> <td>138 1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>140 110</td> <td>240 55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>141 1,210</td> <td>241 605</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>142 1,210</td> <td>242 605</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>143 430</td> <td>243 215</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>144 580</td> <td>244 290</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>122 130</td> <td>122 130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>123 50</td> <td>123 50</td> <td>Petitions related to provisional applications</td> <td></td> </tr> <tr> <td>126 240</td> <td>126 240</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>581 40</td> <td>581 40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>146 760</td> <td>246 380</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>149 760</td> <td>249 380</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td colspan="2">Other fee (specify) _____</td> <td colspan="2"></td> </tr> <tr> <td colspan="2">Other fee (specify) _____</td> <td colspan="2"></td> </tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105 130	205 65	Surcharge - late filing fee or oath	65.00	127 50	227 25	Surcharge - late provisional filing fee or cover sheet.		139 130	139 130	Non-English specification		147 2,520	147 2,520	For filing a request for reexamination		112 920*	112 920*	Requesting publication of SIR prior to Examiner action		113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action		115 110	215 55	Extension for reply within first month		116 380	216 190	Extension for reply within second month		117 870	217 435	Extension for reply within third month		118 1,360	218 680	Extension for reply within fourth month		128 1,850	228 925	Extension for reply within fifth month		119 300	219 150	Notice of Appeal		120 300	220 150	Filing a brief in support of an appeal		121 260	221 130	Request for oral hearing		138 1,510	138 1,510	Petition to institute a public use proceeding		140 110	240 55	Petition to revive - unavoidable		141 1,210	241 605	Petition to revive - unintentional		142 1,210	242 605	Utility issue fee (or reissue)		143 430	243 215	Design issue fee		144 580	244 290	Plant issue fee		122 130	122 130	Petitions to the Commissioner		123 50	123 50	Petitions related to provisional applications		126 240	126 240	Submission of Information Disclosure Stmt		581 40	581 40	Recording each patent assignment per property (times number of properties)		146 760	246 380	Filing a submission after final rejection (37 CFR § 1.129(a))		149 760	249 380	For each additional invention to be examined (37 CFR § 1.129(b))		Other fee (specify) _____				Other fee (specify) _____			
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Mark K. Johnson	Registration No. (Attorney/Agent)	35,909
Signature		Telephone	(262) 821-5690
		Date	October 22, 2001

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